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# JUDGE'S COPY

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

FILED  
HARRISBURG

OCT 20 2000

CHARLES ISELEY,

:

MARY E. D'ANDREA, CLERK

Per \_\_\_\_\_

DEPUTY CLERK

Plaintiff

:

v.

:

No. 1:00-CV-0577

:

(Judge Kane)

W. CONWAY BUSHEY, et al.,

:

Defendants

:

**MOTION FOR EXTENSION OF TIME  
TO RESPOND TO PLAINTIFF'S MOTION  
FOR A TEMPORARY RESTRAINING ORDER**

Defendants respectfully request the Court to permit them a seven day extension of time to file their memorandum opposing plaintiff's motion for a temporary restraining order. In support of this motion, defendants state as follows:

1. On October 17, 2000, counsel for defendants received a Motion for Temporary Restraining Order in the above-captioned case. Plaintiff's Certificate of Service, as well as the motion and brief, were dated October 5, 2000. The envelope in which the motion was contained was postmarked October 11, 2000. See Exhibit "A" attached.
2. If plaintiff did indeed place the Motion and Brief in the appropriate mail box, defendants' response to the motion would be due on October 23, 2000.
3. Due to other litigation duties and responsibilities, counsel does not believe she can realistically investigate and submit her response and supporting documents by October 23, 2000.

4. On October 16, 2000, undersigned counsel received a Motion for A Preliminary Injunction dated October 9, 2000 in Robin v. Horn, et al., No. 3:CV-99-1841. Her response to that Motion is due on October 26, 2000.

5. In addition, undersigned counsel has a motion for summary judgment and supporting brief due on October 24, 2000 in Watson v. Pennsylvania Board of Probation and Parole, et al., No. 3:CV-99-1344.

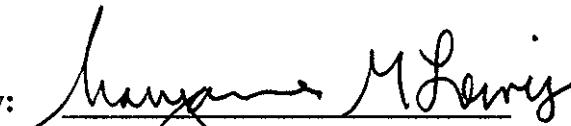
6. A brief extension of just seven (7) days will be adequate to complete the filing for presentation to the Court.

**WHEREFORE**, the defendants respectfully requests that the time for filing their response to the motion for temporary restraining order be extended to October 30, 2000.

Respectfully submitted,

**D. MICHAEL FISHER**  
Attorney General

By:

  
**MARYANNE M. LEWIS**  
Deputy Attorney General

**SUSAN J. FORNEY**  
Chief Deputy Attorney General  
Chief, Litigation Section

Office of Attorney General  
15<sup>th</sup> Flr., Strawberry Sq.  
Harrisburg, PA 17120  
FAX: (717) 772-4526  
Direct Dial: (717) 787-9719  
DATE: October 20, 2000

**EXHIBIT "A"**

IN THE UNITED STATES DISTRICT COURT FOR  
THE MIDDLE DISTRICT OF PENNSYLVANIA

CHARLES ISELEY

Plaintiff,

v.

U. CONWAY BUSHEY, et al.,  
Defendants.

Civil Action No.  
1:00-cv-00577

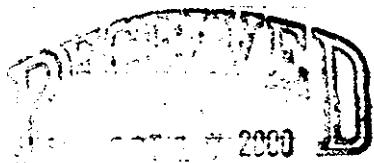
MOTION FOR TEMPORARY RESTRAINING ORDER

Comes the plaintiff, Charles Isoley, and respectfully requests  
the court for a temporary restraining order to be issued against the  
defendants to bar them from continuing to utilize false information contained  
in plaintiff's records against him for the reasons set forth in the  
accompanying brief in support of this motion.

Respectfully submitted,

Yato October 5, 2000

Charles Isoley  
Charles Isoley  
Am 1100, 1 Kelley Dr  
Coal Township, PA 147866



OFFICE OF THE ATTORNEY GENERAL  
LAW SECTION

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

CHARLES ISELEY,  
Plaintiff,

v.

W CONWAY BUSHEY, et al.,  
Defendants

Civil Action No.

1:00-cv-00577

RECEIVED  
U.S. DISTRICT COURT  
MID. DIST. OF PENNSYLVANIA  
OCT 1 2000

OFFICE OF ATTORNEY GENERAL  
LITIGATION SECTION - ORDER

BRIEF IN SUPPORT OF MOTION FOR TEMPORARY RESTRAINT ORDER

The complaint specifically avers that there is false/inaccurate data in plaintiff's prison/parsle records and that said data has and is being used to keep him wrongfully in prison.

One primary and blatant example of this is that plaintiff's maximum sentence expired approximately on July 21, 2000, and yet he remains in the hole in a maximum security prison (plaintiff is currently in the hole at Graterford prison).

The defendants have utterly refused to correct the false/inaccurate information in plaintiff's files to keep him in prison. This is delineated in the attached declaration. Such deliberate and intentional actions against plaintiff is a clear violation of his constitutional rights.

Conclusion

Wherefore, the court should issue an order forthwith for a hearing to establish why a TRO should not be issued to correct the inaccurate/false data/files/records.

Respectfully submitted

Charles Iseley

Charles Iseley, Jr.

1 Nolley Dr.

Date: October 5, 2000

AM-0300

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

HARRIS ISLEY,  
Plaintiff,  
v.  
CONWAY BUSHLEY, et al.,  
Defendants.

Civil Action No.  
1:00-CV-10577

DECLARATION

I, Charles Isley, hereby declare under penalty of perjury that the following  
true and correct:

1. On November 7, 1983, I received six prison sentences.
2. Five of the sentences (four 7 $\frac{1}{2}$ -15 years and a 1-2 year) were non-concurrent  
in aggregate sentence of 7 $\frac{1}{2}$ -15 years. The sentence began on January 21, 1983,  
immediately.
3. The sixth sentence was a 5-10 year sentence which was to be served  
consecutive to the aforementioned 7 $\frac{1}{2}$ -15 year sentence.
4. The sixth sentence was to begin at the minimum expiration of the  
15 year sentence which occurred in 1990. This is clearly and easily verified  
perusal of the Bucks County Sentence Sheet which was filled out and signed  
by sentencing judge.
5. The Defendants allege that my maximum sentence expiration is in 2008.
6. However, it is a fact that it was approximately on July 21, 2000, and  
for years they have refused to acknowledge this despite my numerous commun-  
ications requesting them to do so.
7. I am being held in prison illegally.

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

CHARLES ISELEY,

Plaintiff,

v.

W. CONWAY BUSHEY, et al.,  
Defendants

Civil Action No.

1:00-cv-00577

CERTIFICATE OF SERVICE

I hereby certify that I caused to be served the foregoing Motion  
for Temporary Restraining Order, brief in support of same and Declaration by  
mailing copies of same to:

Maryanne Lewis, dep. Atty Gen.  
Office of Atty Gen.

15th Floor, Strawberry Sq.  
Harrisburg, PA 17180

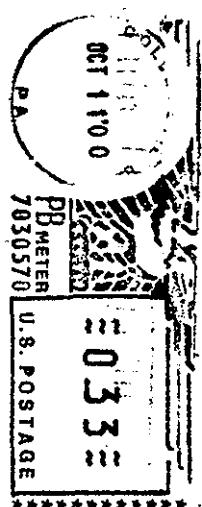
Date: October 5, 2000

Charles Isley  
Charles Isley

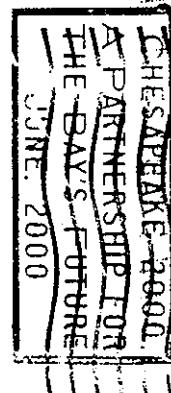
Charles Isley, Am-9320  
Box 244  
Grainger, PA 19426-0244



UNPAID MAIL  
MAILED BY CONTRACTOR



Maryanne Lewis, dep. atty. gen.  
Office of Atty. Gen.  
15th Flr, Strawberry Sq., **RECEIVED**  
Harrisburg, PA ~~PA~~ OCT 11, 2000  
OFFICE OF ATTORNEY GENERAL  
LITIGATION SECTION



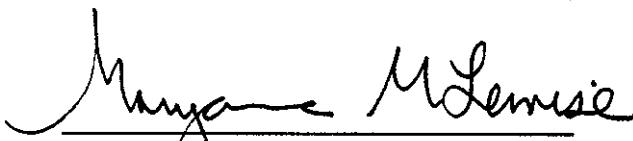
IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

CHARLES ISELEY, :  
: Plaintiff :  
: :  
v. : No. 1:00-CV-0577  
: (Judge Kane)  
W. CONWAY BUSHEY, et al., :  
: Defendants :  
:

CERTIFICATE OF SERVICE

I, Maryanne M. Lewis, Deputy Attorney General, hereby certify that on this date I caused to be served the foregoing Motion for Extension of Time to Respond to Plaintiff's Motion for a Temporary Restraining Order, by depositing a copy of the same in the United States mail, postage prepaid, in Harrisburg, PA., addressed to the following:

Charles Iseley, #AM-9320  
SCI-Coal Township  
1 Kelley Drive  
Coal Township, PA 17866-1020

  
\_\_\_\_\_  
**MARYANNE M. LEWIS**  
**DEPUTY ATTORNEY GENERAL**

**DATE: October 20, 2000**